IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Writ Petition No. 150 of 2007 (S/B)

K.K. Singh ……. Petitioner

Versus

State of Uttarakhand and others. ……. Respondents

Mr. R.P. Nautiyal, Advocate for the petitioner.
Mr. J.P. Joshi, learned Chief Standing Counsel for the respondents.

Hon'ble J.C.S. Rawat, J.
Hon'ble Dharam Veer, J.

Mr. R.P. Nautiyal, Advocate for the petitioner.

Mr. J.P. Joshi, learned Chief Standing Counsel for the respondents.

2. Shri J.P.Joshi, Chief Standing Counsel for respondents raised the preliminary objection that the petitioner has other alternative efficacious remedy before the Public Services Tribunal and hence, this petition is not maintainable. The learned C.S.C. also relied upon, the judgment of Division Bench in **Writ Petition No. 630 of 2006 (S/S), Bhuvan Chandra Pandey & others Vs. State of Uttaranchal & others decided on 22nd September, 2006** and **Secretary, Minor Irrigation and Rural Engineering Services, U.P. Vs. Sahngoo Ram Arya, (2002) 5 SCC 521/**

3. In view of the above, learned counsel for the petitioner prays for and is granted permission to withdraw the writ petition with the liberty to file claim petition before the Public Services Tribunal.

4. Permission is granted.

5. Accordingly, the writ petition is dismissed as withdrawn with the liberty to file claim petition before the Public Services Tribunal.

(Dharam Veer, J.) **(J.C.S. Rawat, J.)**
27.06.2007 27.06.2007

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